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PART IV

Section I-C

NOTIFICATIONS, RULES, ORDERS, ETC., ISSUED UNDER CENTRAL ACTS AND ORDINANCES WHICH APPLY TO MYSORE.

NOTIFICATION

No. L.D. 1138—Legis. 4-50-32, dated Bangalore, 19th July 1950.

Ordered that the accompanying further amendments to the Indian Telegraph Rules, 1932, published in the *Gazette of India*, dated the 27th June 1950, be republished in the *Mysore Gazette*, for general information.

By Order of
His Highness the Maharaja,

B. S. PUTTASWAMY,

Legal Remembrancer and
Secretary to Government,
Law Department.

MINISTRY OF COMMUNICATIONS

NOTIFICATION

POSTS AND TELEGRAPHS

New Delhi, the 27th June 1950

S.R.O. 186.—In exercise of the powers conferred by section 7 of the Indian Telegraph Act, 1885 (XIII of 1885), the Central Government is pleased to direct

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that, with effect from the 1st July 1950, the following further amendments shall be made in the Indian Telegraph Rules, 1932, namely :—

In the said Rules—

1. To rule 1, the following clauses shall be added, namely :—

"(*s*) Telecommunication means any transmission, emission or reception of signs, signals, writing, images and sounds or intelligence of any nature by wire, radio, visual or other electromagnetic systems.

(*t*) Telegraphy means a system of telecommunication for the transmission of written matter by the use of a signal code.

(*u*) Telephony means a system of telecommunication set up for the transmission of speech or, in some cases, other sounds.

(*v*) Telegram means a written matter intended to be transmitted by telegraphy and includes radiotelegrams."

2. For sub-rule (1) of rule 1A the following sub-rule shall be substituted, namely :—

"(1) All telegraph shall be established, maintained and worked in such a manner as not to obstruct or repeatedly interrupt any wireless telegraph service functioning within or without India, or the wireless signalling between any fixed, land or mobile stations of Indian Land, Naval or Air Forces or the wireless signalling exchanged between any fixed or mobile stations of Indian Land, Naval or Air Forces and any station abroad."

3. For rule 16, the following rule shall be substituted, namely :—

"16. *Order of Transmission.*—Inland telegrams shall be transmitted in the following order, namely :—

(*a*) Telegrams relating to safety of human life in maritime or aerial navigation (Rule 42-A).

(*b*) Most Immediate, Operations Immediate and Immediate State telegrams (Rule 50).

(*c*) Weather Immediate telegrams.

(*d*) Storm and Flood warning and Railway Immediate telegrams.

(*e*) State Important telegrams (Rule 51-A).

(*f*) State Express telegrams.

(*g*) State Ordinary telegrams (Rules 43 to 49).

(*h*) Meteorological (other than Storm and Flood warning) telegrams.

(*i*) Service telegrams (Rules 55 to 61).

(*j*) Flash Press telegrams (Rule 162-A).

(*k*) Express private and press telegrams.

(*l*) Ordinary private and press telegrams."

4. For rule 19, the following rule shall be substituted, namely :—

"19. *Language, etc.*—Inland private telegrams may be expressed in plain language or in secret language (*e.g.*, Code or Cypher), but a combination in the same telegram of figures and letters, having a secret meaning, shall not be permitted."

5. In rule 21, for the figures and word "10 characters" the figures and words "5 letters or 5 figures" shall be substituted.

6. After rule 21, the following heading and rule shall be inserted, namely :—

"SECRET LANGUAGE

21-A. Secret language is formed of :—

(*a*) Code words composed exclusively of letters having a secret meaning ;

(*b*) Cipher composed of Arabic figures or Roman letters having a secret meaning."

7. For rule 23, the following rule shall be substituted, namely :—

"23. Code words shall not contain more than 5 of the characters admissible under rule 18 and shall contain at least one vowel. The vowels are *a, e, i, o, u and y* the groups ae, aa, ao, oe, uc and ch in the code words shall be counted as two letters each.

"The name of the Code used for the wording of a secret language telegram shall be furnished by the sender if required by the office of origin or of destination which will not be charged for."

8. For sub-rule (2) of rule 25, the following sub-rule shall be substituted, namely :—

" (2) the combination of figures and letters, figures or letters and signs in one group with a secret meaning, shall not be permitted. Letter cipher shall be arranged in groups of five letters."

9. After rule 25, the following rule shall be inserted, namely :—

"25-A. Telegrams in secret language shall be charged at the ordinary or urgent rate as the case may be."

10. To rule 42-A, the following shall be added, namely :—

"Every Office which receives a telegram presented as a telegram relating to safety of life at sea or in the air, as a State telegram, as a service telegram, or as a Meteorological telegram, shall reforward it as such according top most priority at all stages."

11. In rule 43—

(i) in clause (*a*) for the word 'Crown', the word 'Government' shall be substituted.

(ii) in clause (*b*), the word "Dacca" shall be omitted.

(iii) in clause (*j*)—

(*a*) after the word "Calcutta" the word "Kanpur" shall be inserted;

(*b*) for the word "Currency Officers" the words "Deputy Controller, Exchange Control Department" shall be substituted;

(*c*) the words "at Karachi, Cawnpore and Lahore" shall be omitted;

(iv) clauses (*n*), (*o*) and (*p*) shall be re-lettered as clauses (*m*), (*n*) and (*o*) respectively and for clause (*m*) as so re-lettered the following clause shall be substituted, namely :—

" (*m*) The Engineer and the subordinate in charge of the landing ground at Bhuj, provided that the telegram sent by them relate solely to matters affecting the safety of aircraft."

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12. In clause (3) of rule 47, for the word "Provincial" the word "State" shall be substituted.

13. For rule 50, the following rule shall be substituted, namely :—

"30. *Classification and order of priority for State telegrams.*—(1) The following classification indicates in descending order the priority which regulates the disposal of State telegrams :—

(i) SVH;

(ii) MOST IMMEDIATE;

(iii) OPERATIONS IMMEDIATE;

(iv) IMMEDIATE;

(v) IMPORTANT.

(2) Officers empowered to send State telegrams authorised in this behalf by the Director-General, may use these priority indications and obtain for their telegrams precedence over all telegrams of a lower indication awaiting disposal. Telegrams in the course of transmission shall not be interrupted except to prevent delay in disposal of telegrams classed "IMMEDIATE" or higher priority.

(3) These indications shall be written immediately before the address of the telegram and will be transmitted free.

(4) Telegrams bearing the same priority indication shall be disposed of in the order in which they are booked.

(5) The above priority indications shall operate in respect of telegrams to Burma, Ceylon and Pakistan and also of foreign telegrams whilst within Indian limits."

14. For rule 51, the following rule shall be substituted, namely :—

"51. *Charges.*—MOST IMMEDIATE, OPERATIONS IMMEDIATE, IMMEDIATE, WEATHER IMMEDIATE AND IMPORTANT inland telegrams shall be charged at double the rates for Express telegrams."

15. For rule 67, the following rule shall be substituted, namely :—

"67. *Plain or Secret language telegram.*—In telegrams in plain or secret language each word appearing in a standard dictionary of the admitted languages, each word in common use in one of the languages or any expression mentioned in rule 71 or authorised compound shall, for purposes of charging, be counted as single word, provided that it contains not more than 15 characters in the case of plain language and 5 characters in the case of secret language, counted in accordance with the provisions of rule 18. Words or authorised compound containing more than 15 characters shall, for purposes of charging, be counted at the rate of 15 characters to the word, plus one word for each 15 characters or fraction of 15 characters in excess."

16. Rule 68 shall be omitted.

17. In rule 75, for clause (ii) the following shall be substituted, namely :—

"Provided further that the words half anna, two annas, three annas, etc., may be written as single word subject to limitation imposed by rule 67."

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18. For rule 81-A, the following rule shall be substituted, namely :—

"81-A. In addition to the charges prescribed by any other rule in this part, a surcharge shall be levied at the rate of—

(i) one rupee on every, Important, Weather Immediate, Immediate, Operations Immediate, and Most Immediate inland telegrams;

(ii) eight annas on every Express and SVH inland telegrams; and

(iii) four annas on every other inland telegrams."

19. Rule 84-A shall be omitted.

20. In rule 84—

(*a*) For sub-rule (i), the following shall be substituted, namely :—

"(i) Inland Ordinary telegrams shall be accepted in any telegraph office between 21 hours and 8 hours (between 9 P.M. and 8 A.M. Standard time) or on Sundays and Telegraph Holidays as will be declared in this behalf by the Director-General."

(*b*) For sub-rule (ii), the following sub-rule shall be substituted, namely :—

"(ii) The booking of telegrams for offices in Burma, Ceylon, Pakistan and Portuguese India shall be subject to such restrictions as may be imposed by the Administrations concerned from time to time. These restrictions shall be notified in the Post and Telegraph Guide."

21. In rule 86—

(i) in sub-rule (1), for the words "Post Office Defence Saving Certificates, or Post Office Cash Certificates", the words "National Saving Certificates" shall be substituted;

(ii) in sub-rule (4), in the Form of Letter of Guarantee, for the words "Governor-General of India in Council", the words "President of India" shall be substituted.

22. In rule 111, the last sentence shall be omitted.

23. In rule 117—

(1) the words "and to the Telegraph Offices under the Jammu and Kashmir State" shall be omitted; and

(2) for the words "specified in or declared under rule 84-A", the following shall be substituted, namely :—

"may be declared in this behalf by the Director-General."

24. In rule 122, for the words "a Raj or" the word "an" shall be substituted.

25. In rule 141, for the words "Portuguese territory, Lhasa or in Kashmir", the words "Portuguese territory or Lhasa" shall be substituted.

26. In rule 142—

(i) in clause (*a*) for the words "John Doe, Esq." the words "Sri Krishna Ghosh" shall be substituted;

(ii) in clause (*b*) for the words 'John Doe, Esq." the words "Sri krishna Ghosh" shall be substituted.

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27. In rule 156, for sub-clause (*b*) of clause (6), the following shall be substituted, namely :—

"(*b*) from a registered news agency to an officer for the time being authorised as aforesaid of the broadcasting service of Part 'B' State."

28. In rule 173, the word "Raj" shall be omitted.

29. For rule 176, the following rule shall be substituted, namely :—

"176. *State or private.*—When no doubt exists that an overcharge has been made on an inland State or Private telegram by the mistake of an official at any telegraph office, the overcharge shall be at once refunded by such office."

30. After rule 181, the following rule shall be inserted, namely :—

"181-A. Government telegrams, telegrams relating to safety of life at sea or in the air and service telegrams shall be entitled to transmission as of right."

31. In rule 183, for clauses (*i*) and (*j*), the following clause shall be substituted, namely :—

"(i) Letter telegrams".

32. In rule 184—

(1) under the heading "(*c*) *signs and punctuation, etc.*" the following entries shall be omitted, namely :—

"Underline (———)";

(2) under the heading "*Special Instructions and Conventional Signs*".

(i) the following entries shall be omitted, namely :—

"Ouvert	Ouvert	To be delivered open (Rule 286).
Telegramme differe ..	LC	Deferred telegram (Rule 305).
Telegramme de felicitations	XLT	Greeting telegrams [Rule 317 (4).]
Telegramme de ou pour la Societe des Nations.	Priority	Telegrams from or for the League of Nations (Rule 219).
Letter telegramme	DLT	Daily Letter Telegram (Rule 312).
Letter telegramme	NLT	Night Letter Telegram (Rule 315-A)."

(ii) the following entries shall be added, namely :—

"Telegramme de ou pour la Unis Nations.	Priority Nations	Telegrams from or to the United Nations (Rule 219-A).
Letter Telegramme.. ..	LT or LTF ..	Letter Telegram (Rule 319-A)."

(iii) against the word "Urgent" for the letter "D" in the second column, the word "Urgent" shall be substituted.

33. For rule 185, the following rule shall be substituted, namely :—

"185. *Language.*—Save as provided by rule 302, the text of foreign telegrams may be expressed in plain language or in secret language.

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These languages may be used alone or in combination with the other :

Provided that telegrams shall be written only in plain language if intended for transmission to countries notified in the Tariff Table of the Post and Telegraph Guide as countries which refuse to accept telegrams written wholly or partly in secret language."

34. In rule 187—

(i) for clause (*c*), the following clause shall be substituted, namely :—

"(*c*) commercial marks, trade marks, designations of goods, arbitrary technical terms used to denote machines or parts of machines, reference numbers or indications, and other expressions of the same kind, provided that these marks, designations, technical terms, reference numbers or indications, and expressions are shown in a catalogue available to the public, or in a price list, invoice, bill of lading or similar document. These marks, designations may, exceptionally, be composed of letters, figures, and signs ;"

(ii) for clause (*g*), the following clause shall be substituted, namely :—

"(*g*) a single check word or check number placed at the beginning of the text and not exceeding five letters or five figures in length."

35. For rules 189, 190, 191, 192 and 193, the following rules shall be substituted, namely :—

"189. *Secret language.*—Secret language is formed of :—

(*a*) artificial words composed exclusively of letters, such words must not exceed five letters in length ;

(*b*) real words not used with the meaning normally assigned to these in the language to which they belong, and consequently not forming intelligible phrases in one or more of the languages admitted for telegraph correspondence in plain language ;

(*c*) Arabic figures or series of Arabic figures having a secret meaning ;

(*d*) words, names, expressions or combinations of letters not fulfilling the conditions laid down for plain language ;

(*e*) a mixture of the words and expressions mentioned under (*a*) and (*b*) above.

190. Words in secret language may not contain the accented letter é.

191. A combination of figures and letters, figures or letters and signs with a secret meaning, within a group, shall not be admitted. The groups indicated under rule 187 shall not be considered as having a secret meaning.

192. By secret language telegrams are meant those containing in their text one or more words in secret language.

193. Telegrams in secret language shall be charged at the ordinary or urgent rate as the case may be."

36. In the proviso to rule 196, for the word "deferred" the word "letter" shall be substituted.

37. In rule 203-A— 837

(1) after the words "passengers in trains" the words "or in aircraft" shall be inserted;

(2) in clause (i) after the words "railway station" and "train" the words "or airport" and "or aircraft" respectively shall be inserted;

(3) in clause (ii) after the word "train" the words "or aircraft" shall be inserted.

38. In rule 209, for the words "an abbreviated form", the following words and brackets shall be substituted, namely :—

"an arbitrary or abbreviated form (registered address)".

39. In rule 212, after the words "true signature" the words "with full name" shall be inserted.

40. In rule 216, for the words "plain language, code or cypher" the words "plain or secret language" shall be substituted.

41. In sub-rule (*b*) of rule 218, for the words "plain language or in Code or Cypher" the words "plain or secret language" shall be substituted.

42. In rule 219, for the words "Plain language or in Code or Cypher" the words "plain or secret language" shall be substituted.

43. After rule 219, the following rules and headings shall be inserted, namely :—

"219-A. Telegrams relating to the application of the provisions of Chapters VI, VII and VIII of the United Nations Charter, exchanged in an emergency, between the President of the Security Council, the President of the General Assembly, the Secretary-General of the United Nations, the Chairman of the Military Staff Committee, the Chairman of a Regional Sub-Committee of the Military Staff Committee, a representative to the Security Council or to the General Assembly, a Member of the Military Staff Committee, the Chairman or the Principal Secretary of a Committee set up by the Security Council or the General Assembly, a person performing a mission on behalf of the United Nations, a minister member of a Government, or the Administrative Head of a trust territory designated as a strategic area shall be entitled to a priority superior to that given by rule 183 (1) (*b*) to Government telegrams with priority. These telegrams shall bear in the preamble the instructions "s Priority Nations" and the sender shall write before the address the paid service indication "—Priority Nations—". Such telegrams shall be accepted only if they bear the personal authorisation of one of the officials mentioned above.

219-B. Except in cases of special arrangements or regional agreements concluded in this behalf by the Central Government, foreign State telegrams shall be charged as ordinary private telegrams, no matter whether priority has been requested or not.

219-C. The authorities mentioned in rule 213 may send Letter Telegrams with the paid service instruction — LTF —.

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TELEGRAMS RELATING TO SAFETY OF LIFE AT SEA OR IN THE AIR

219-D. Telegrams relating to the safety of life at sea or in the air shall bear the service instructions "SVH" written by the sender or the office of origin. Every office which receives a telegram relating to the safety of life at sea or in the air, as a State telegram, as a Service telegram, or as a Meteorological telegram, shall reforward it as such according topmost priority at all stages.

TELEGRAPH SERVICE CORRESPONDENCE

219-E. Telegraph service correspondence include :—

(*a*) service telegrams ;

(*b*) service advices ;

(*c*) paid service advices."

44. For rule 220, the following shall be substituted, namely :—

"220. *Service telegrams.*—Foreign service telegram means a foreign telegram which is transmitted free on the service of a Telegraph Administration. Foreign service telegrams shall be those which are exchanged between—

(*a*) Telegraph Administrations ;

(*b*) recognised private operating agencies ;

(*c*) Telegraph Administrations and recognised private operating agencies ;

(*d*) Telegraph Administrations and recognised private agencies on one hand and the Secretary-General of the International Telecommunication Union on the other ;

and relating to international telecommunication or to subjects of public interest mutually agreed upon by the different Telegraph Administrations and/or recognised private operating agencies concerned.

(2) The Chairman of the Administrative Council, the Directors of the International Consultative Committees, the Vice-Directors of the C.C.I.R. and the Chairman of the I.F.R.B. are authorised to send free of charge telegrams relating to their own service. Such telegrams shall be considered as service telegrams."

45. In the proviso to rule 230, after the words "route indication" the following shall be inserted, namely :—

"and the name of the code used for the wording of a secret language telegram when the information is required by the office of origin or by the office of destination."

46. In rule 235—

(1) In clause (ii), after sub-clause (*d*), the following sub-clause shall be inserted, namely :—

"(*e*) the name of the mobile station of destination, completed, if necessary, by the call sign of the station, or by any other particulars when this name does not appear in the appropriate list."

(2) Clause (v) shall be omitted.

(3) Clause (vi) shall be renumbered as clause (v).

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47. For rules 236 and 237, the following rules shall be substituted, namely :—

"236. *Plain or Secret language telegrams.*—In foreign telegrams in plain or secret language, each word appearing in a standard dictionary of one of the admitted languages each word in common use in one of those languages or any expression mentioned in rules 244 and 247, shall, for the purposes of charging, be counted as a single word, provided that it contains not more than 15 characters counted in accordance with the provisions of rule 184. Words containing more than 15 characters shall, for purposes of charging, be counted at the rate of one word for each complete 15 characters or fraction of 15 characters in excess.

237. Words not fulfilling the conditions in rule 236 and groups of letters, figures and signs indicated in rules 242 and 243, shall be fixed at 5 characters to a word as the maximum length and counted in accordance with the provisions of rules 184, 230, 231, 232, 235, 242, 243, 244, 247 and 248."

48. Rules 238, 239, 240 and 241 shall be omitted.

49. To rule 242, the following shall be added, namely :—

"(*a*) Nevertheless a fraction bar, a hyphen or dash written in accordance with rule 184 (*b*) shall not count as a character even when the sender has written them on the form.

(*b*) Names of telegraph offices and of land and mobile stations, names of towns, countries and smaller divisions of territory, may be grouped in a single word, which shall be counted in accordance with the provisions of rule 238."

50. In rule 243—

(*a*) after the words "Groups of figures or of letters," in the first paragraph, the words "signs, or a mixture thereof," shall be inserted, and

(*b*) after clause (ii), the following clause shall be inserted, namely :—

"(iii) the multiplication sign (×) replaced in transmission by the letter X, shall be counted as one character in the group in which it appears."

51. For rule 244, the following rule shall be substituted, namely :—

"244. *Use of Apostrophes and Hyphens.*—Save as provided in rule 251, words separated or joined by apostrophe, a hyphen or fraction bar shall be counted as a separate word unless they appear in a standard dictionary of one of the admitted languages in which case the accepting clerk shall join the parts into a single word, deleting the apostrophe, hyphen or fraction bar and for the word count shall apply the provisions of rule 236."

52. For rule 245, the following rule shall be substituted, namely :—

"245. *Counting of words in the signature.*—(1) Each word in the signature shall be counted at the rate of fifteen characters to a word, *plus* one word for each fifteen characters or fraction of fifteen characters in excess.

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(2) When, however, an arbitrary word, other than an arbitrary or abbreviated address appears in the signature, such a word shall be counted at the rate of five characters to a word, *plus* one word for each five characters or fraction of five characters in excess.

(3) If the signature is followed by names of telegraph offices and land and mobile stations as defined in rules 206 and 235, name of towns, countries, and smaller divisions of territory may be grouped in a single word, which shall be counted in accordance with the provisions of rule 236."

53. After rule 247, the following rule shall be inserted, namely :—

"247-A. *Indication of the number of words in the Preamble.*—(1) In the case of difference between the number of words reckoned according to the rules for charging and the number of actual words (including isolated letters and figures, groups of letters, figures and signs), a fraction shall be used, the numerator indicating the number of words reckoned according to the rules for charging and the denominator, the number of actual words.

(2) This rule shall apply specially :—

(*a*) to a telegram containing words mentioned under rule 236 of more than 15 characters,

(*b*) to groups of figures or letters as defined in rules 242 and 243 containing more than 5 characters;

(*c*) to the case contemplated in rule 245 (2)."

54. In rule 248—

(1) after the words "by the telegraph office" the words "or mobile station" shall be inserted,

(2) the words "in plain language or a mixed telegram containing plain language and cypher" shall be omitted,

(3) after the second paragraph, the following paragraph shall be inserted, namely :—

"In the application of this rule and also rules 184 (*f*) (*e*), 235—244 and 247, a ship shall be regarded as forming part of the territory of the Government to which it is subject."

55. In rule 252, the following shall be omitted, namely :—

"The business is *very urgent*, come *without delay* (8 words and 2 underlines) . . . 10"

56. For rule 253, the following rule shall be substituted, namely :—

253. *Charge by the word.*—The charge for a foreign telegram shall be at a specified rate per word, except as provided in rules 299, 311 and 317 (2). Such rates per word to different foreign countries shall be notified in the *Post and Telegraph Guide.*

NOTE.—The rates for foreign telegrams are dependent upon the rates fixed by different countries and recognised operating agencies in their transmission and are, therefore, liable to vary with those rates and also with the exchange value of the gold franc in terms of the rupee all accounts with Foreign Telegraph Administration being settled in terms of the gold franc."

57. Rule 254 shall be omitted.

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58. In rule 256, for clauses (*a*), (*b*), (*c*) and (*d*), the following clauses shall be substituted, namely :—

"(*a*) Bombay, exchanging telegrams with the Overseas Communication Service, Bombay,

(*b*) Calcutta, exchanging telegrams with the Overseas Communications Service, Bombay,

(*c*) Madras, exchanging telegrams with the Overseas Communication Service, Madras,

(*d*) New Delhi, exchanging telegrams with the Overseas Communication Service, New Delhi."

59. For rules 265 to 269, the following rules shall be substituted, namely :—

265. The sender may give instructions for the routing of his telegram by a concise or abbreviated indication.

266. The sender who wishes to prescribe the route to be followed shall write the appropriate indication on the form of his telegram or, if the procedure is admitted by the Administration of origin, may use a telegram form including a printed indication of the route to be followed.

267. When the sender has prescribed the route to be followed, the offices concerned shall be bound to conform to his instructions unless the route indicated be interrupted, or is well known to be congested, in which case the sender may not object to the use of another route.

268. If, on the other hand, the sender has not prescribed the route to be followed each office from which the routes diverge, shall decide by which route the telegram shall be forwarded.

269. Except as provided in rule 270 below, when a telegram can be forwarded at the same rate of charge by two or more routes operated entirely by the same Administration or the same recognised private operating agency, the Administration or the recognised private operating agency, as the case may be, shall decide in the best interests of the senders by which route private telegrams shall be forwarded. The senders cannot, in that case specify the use of one of these routes.

60. In rule 273, after the words and brackets "or by post (*registered*, if possible)" the following shall be inserted, namely :—

"The letter forwarded by post must bear the inscription "Express Telegram"."

61. In rule 276, after the words "shall be at once refunded", the following shall be inserted, namely :—

"except for press telegrams a fee of not more than Re. 0-11-6 shall be collected and retained by the telegraph office concerned."

62. For rule 284, the following rule shall be substituted, namely :—

"284. *Delivery on Ships.*—Foreign telegrams addressed to passengers in a ship or aircraft may be delivered to the representatives of the shipping line or of the air line. If the ship is entering port, the telegram shall be delivered preferably to the addressee himself, before disembarkation as far as this is practicable and does not entail expense (for boat hire, for example)."

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63. In rule 285, for the words "porter of" the words "receiving officer at" shall be substituted.

64. Rule 286 shall be omitted.

65. In rule 296, after the word "transmission and delivery" the words "with a minimum of five chargeable words" shall be added and the last sentence shall be omitted.

66. For the heading "Deferred Foreign Telegrams" and rules 298 to 309 the following heading and rules shall be substituted, namely :—

"LETTER TELEGRAMS

298. "*Letter Telegram*" means a foreign telegram accepted for transmission at a reduced rate to any place notified in this behalf in the *Post and Telegraph Guide* on conditions that the transmission of such telegram may, if necessary, be deferred in favour of full rate telegrams and ordinary press telegrams.

299. Letter telegrams shall be distinguished by the paid service indication "—LT—".

300. Letter telegrams sent by one of the authority mentioned in Rule 213, or replies to telegrams sent by those authorities, may bear the paid service indication "—LTF—" and shall enjoy the same rate and shall be subject, as regards acceptance, transmission and delivery, to the same conditions as letter telegrams bearing the paid service indication "—LT—". However, the rules relating to stoppage of private telegrams (Rule 181-A), shall not apply to '—LTF—' letter telegrams.

301. *Charge.*—The charge for a foreign letter telegram shall be half the charge per word prescribed under rule 253 for an ordinary foreign telegram. The minimum number of chargeable words for letter telegrams shall be twenty-two.

302. *Language.*—(1) The text of letter telegrams must be expressed wholly in plain language (Rules 186, 187, 244 and 247).

(2) However, in a money order telegram or a postal Cheque telegram transmitted as a letter telegram the amount of the money order or postal cheque may be replaced officially by code words.

303. Registered addresses shall be accepted when occurring in a context which makes their character clear (Rule 209).

304. (1) If asked to do so by the office of origin, the sender must sign on the telegram form a declaration categorically stating that the text is expressed wholly in plain language and bears no meaning other than that which appears on the face of it. The declaration must indicate the language or languages in which the telegram is expressed.

(2) In the case of money order telegrams and postal cheque telegrams the declaration is required only if the official text is followed by a private message.

305. *Special Instructions.*—(1) The only special instructions admitted in letter telegrams shall be the following : prepaid reply, redirection to any other address, multiple addresses, communicate all addresses, post, registered post, *poste restante*, telegraph *restant and*

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de luxe telegrams. The corresponding paid service indications: (—RPX—, redirected from—, —TMX—, —CTA—, —Poste—, —PR—, —GP—, —TR—, and —LX—) shall be charged at the reduced rate.

(2) Telegraphic redirection shall be carried out, after the deletion or alteration, if necessary, of the indication —LT— or —TF— according to the rates in force and the classes of service admitted in relation between the Administration of redirection and the Administration of destination.

306. *Order of Transmission.*—Letter telegrams shall be transmitted after the transmission of all full rate or ordinary press telegrams awaiting transmission at the telegraph office concerned.

307. *Delivery.*—The delivery of a Letter telegram (—LR— or—LTF—) shall not be effected until on the morning (after 8 O'clock Local time) of the second day following the day on which the telegram was presented at the telegraph office concerned.

308. Radio-telegrams and semaphore telegrams shall not be accepted as letter telegrams.

309. *Application of full rates to irregular Telegrams.*—When the telegraph office of destination observes that a letter telegram, worded in a language other than those of the Administration of origin, does not comply with the conditions laid down in rules 302 and 303, it may collect from the addressee supplementary charge corresponding to the difference between the cost of an ordinary telegram and that of a letter telegram."

67. For the heading "Daily Letter Telegrams" and rules 310 to 315 the following heading and rules shall be substituted, namely :—

"PHOTOTELEGRAMS

310. *Phototelegrams* shall be accepted at all large telegraph offices in India at the rates and conditions and for places abroad as shall be notified in this behalf by the Director-General in the *Post and Telegraph Guide.*

311. By "phototelegram" is meant anything which can be transmitted by phototelegraphic apparatus. Senders of phototelegrams shall avoid the use of the colours blue, lilac, green or yellow, or gilt print or pictures, etc., on yellow, red or grey paper which lack the qualities necessary for good transmission. Phototelegrams must be rectangular in shape.

312. Every phototelegram must bear an address which may be written on an ordinary foreign telegram form, the transmission of which shall be free of charges. The address written on the phototelegram shall form part of the area of the phototelegram to be transmitted.

313. No responsibility shall be accepted for the quality or durability of phototelegrams received."

68. The heading "Night Letter Telegrams" and rules 315-A, 315-B and 315-C thereunder shall be omitted.

69. The heading "Greeting Telegrams" and rules 316 to 320 thereunder shall be omitted.

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70. In rule 324, for the words "during the period of validity of the voucher" the words "within four months of the date of issue of the voucher" shall be substituted.

71. For rule 328, the following rule shall be substituted, namely :—

"328. (1) Collation shall consist in full repetition of the telegram (including the preamble) (Rule 130).

(2) Uuless otherwise specified in these rules the sender of a telegram shall have the right to request its collation.

(3) Save as otherwise provided by rule 330 the charge for collation shall be equal to half the charge for an ordinary telegram of the same length for the same destination sent by the same route, fractions of half anna being reckoned as half an anna. The sender shall write before the address the special instructions "collation" or —TC—"

72. In rule 330, for the words "code or cypher" the words "Secret language" shall be substituted.

73. In rule 345—

(i) for the last sentence the following shall be substituted, namely :—

"The person giving such notice shall state therein whether he wishes the redirected telegrams to be transmitted by ordinary, express (in the case of inland) or urgent* (in the case of foreign) telegram, and shall be responsible for any charges that may be incurred under this rule :

Provided that an urgent or ordinary telegram may be redirected as a letter telegram and *vice versa*.

Provided further that if the person wishing redirection of the telegram requests that it be transmitted in a category for which the rate is higher, he shall be required to pay the corresponding charge. If necessary the office which accedes to such a request shall delete the original special instruction and, if necessary, shall insert the new special instruction."

74. In rule 346, the following shall be omitted, namely :—

"No charge shall however be levied for redirection within Indian limits of private telegrams addressed to officials of Indian States by official designation only."

75. In rule 353, for the first sentence, the following shall be substituted, namely :—

"Each copy of a foreign multiple telegram delivered shall bear its own particular address only preceded, if necessary, by one of the special instructions: "—D—", "—SEM", "—Press", "—LT", or "—LTF—", as the case may be."

76. In Clause (g) of rule 376, for the words "deferred, daily letter, greetings" the word "Letter" shall be substituted.

77. In rule 377—

(i) for the word "manager" the words "authorised representatives" shall be substituted;

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(ii) after the word " newspaper " the word " periodical " shall be inserted ;

(iii) after the word " news agency " the words " or bereau " shall be inserted ;

(iv) after the words "broadcasting station" the following shall be inserted, namely :—

"/company/organisation".

78. In rule 379—

(i) in clause (1)—

(a) after the " news agency " the words " or bureau " shall be inserted,

(b) after the words " broadcasting station " the following shall be inserted namely :—

"/company/organisation".

(ii) in the proviso to clause (2) for the figures " 10 " and " 5 " the figures " 20 " and " 10 " respectively shall be substituted.

(iii) after clause (6), the following clause shall be inserted, namely :—

"(7) *Minimum number of words.*—The minimum numbers of chargeable words for press telegrams shall be 10."

79. In rule 381—

(i) after the words " news agency " the words " or bureau " shall be inserted ;

(ii) after the words " broadcasting station " the followiing shall be inserted, namely :—

"/company/organisation".

80. In rule 397—

(a) in Clause (e)—

(i) after the brackets and figures " (1) " for the figures, words, brackets and letters " 18 hours in case of foreign State (Government) telegrams with priority, urgent telegrams, paid service advices, full rate telegrams, CDE " the following shall be substituted, namely :—

" 12 hours in case of full rate telegrams " ;

(ii) after the brackets and figures " (2) " for the figures " 36 " the figures " 24 " shall be substituted ;

(iii) after the words " the sender has " for the words " not renounced " the word " requested " shall be substituted ; and

(iv) after the words " on the part of the sender " the following shall be inserted, namely :—

" For letter telegrams, the period shall be reckoned from the time when the letter telegrams should normally have been delivered."

(b) in clause (f), for the words " in Code of Cypher or of a telegram in plain language " the words " in plain or secret language " shall be substituted ;

(c) in clause (j) for the words " period of three months " the words " period of four months " shall be substituted.

81. In rule 408 the word "British" shall be omitted.

82. In rule 416 the word "British" shall be omitted.

83. For rule 417, the following rule shall be substituted, namely :—

"417. In the case of meteorological radio-telegrams sent to or received from Ships at Sea containing exclusively meteorological observations or meteorological forecasts, both the coast station charge and the charge for inland transmission shall be reduced by one-half. Such radio-telegrams shall commence with the paid service indications. "—OBS—".

84. In rule 422, for clause (e) the following clause shall be substituted, namely :—

"(e) Letter telegrams".

[No. T-62/50.]
A. V. PAI, *Secy.*

Printed by the Director of Printing, Stationery and Publications at the Government Press, Bangalore.

NOTIFICATION. 847

No. L.D. 1139—Legis. 4-50-33, dated Bangalore, the 19th July 1950.

Ordered that the accompanying Railway Accidents (Compensation) Rules, 1950, published in the *Gazette of India*, dated the 1st July 1950, be republished in the *Mysore Gazette*, for general information.

By Order of His Highness the Maharaja,

B. S. PUTTASWAMY,

Legal Remembrancer and Secretary to Government, Law Department.

MINISTRY OF RAILWAYS

(Railway Board)

New Delhi, 27th June 1950

S.R.O. 211.—In exercise of the powers conferred by Section 82J of the Indian Railways Act, 1890 (IX of 1890), the Central Government is pleased to make the following rules :—

PART I.

PRELIMINARY.

1. *Short title.*—(1) These rules may be called the Railway Accidents (Compensation) Rules, 1950.

(2) They shall come into force on the first day of July 1950.

2. *Definitions.*—In these rules, unless the context otherwise requires,—

(*a*) " Act " means the Indian Railways Act, 1890 (IX of 1890) ;

(*b*) " Commissioner " means a Claims Commissioner appointed under section 82B of the Act ;

(*c*) " major accident " means an accident of the nature described in section 82A of the Act :—

(*a*) which according to the report of the accident made to the Central Government by the Railway administration concerned has resulted in the death of more than ten passengers or in more than twenty casualties ; or

(*b*) which the Central Government by order published in the Official Gazette declares to be a major accident.

Explanation.—For the purpose of this clause a ' casualty ' means the death or partial disablement or total disablement of any passenger.

(*d*) " minor accident " means an accident which is not a major accident ;

(e) " partial disablement " and " total disablement " have the meanings respectively assigned to them in the Workmen's Compensation Act, 1923 (VIII of 1923);

(f) " schedule " means the schedule to these rules ;

(g) " section " means a section of the Act.

PART II.

QUALIFICATIONS AND CONDITIONS OF SERVICE OF CLAIMS COMMISSIONERS.

3. *Qualifications of Commissioners.*—A person shall not be qualified for appointment as a Claims Commissioner unless he—

(a) is, has been or is qualified for appointment as a Judge of a High Court; or

(b) is, or has exercised the powers of a District Judge, a Joint Judge or an additional District judge ; or

(c) is, or has exercised the powers of a District Magistrate or an additional District Magistrate.

4. *Appointment of Claims Commissioners.*—(1) The Central Government may appoint any District Judge or District Magistrate as an *ex-Officio* Claims Commissioner for enquiring into and determining claims arising out of a minor accident occurring in the area within the jurisdiction of such District Judge or District Magistrate.

(2) In the case of a major accident, the Central Government shall appoint a person who is qualified under rule 3 as an *ad hoc* Claims Commissioner.

(3) Where an *ad hoc* Claims Commissioner appointed under sub-rule (2) has ceased to function, all additional and further claims arising out of the major accident may be preferred to the *ex-officio* Claims Commissioner appointed under sub-rule (1) for the area in which the accident occurred.

5. *Conditions of service.*—(1) A Commissioner appointed to enquire into and determine claims arising out of a major accident shall be paid such remuneration and such travelling and other allowances as may be determined by the Central Government.

(2) A Commissioner appointed to inquire into and determine claims arising out of a minor accident shall be paid such travelling and other allowances as are admissible to him under the rules governing his conditions of service.

PART III.

RATES OF COMPENSATION.

6. *Amount of Compensation.*—(1) The amount of compensation payable in respect of death or for injuries causing partial disablement or total disablement shall be at the rates set out in the schedule.

(2) In case of a partial disablement arising out of an injury not specified in Part II of the Schedule, such percentage of the compensation payable in the case of a total disablement as is proportionate to the loss of earning capacity permanently caused by the injury, shall be payable:

Provided that where more than one injury is caused by the same accident compensation shall be payable in respect of each injury but so that the aggregate

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amount of compensation does not exceed the amount which would have been payable if a total disablement had resulted from such injuries:

Provided further that where compensation has been paid for any injury which is less than the amount which would have been payable as compensation if the injured person had died and that person subsequently dies as a result of the injury, a further compensation equal to the difference between the amount payable and that already paid shall become payable.

7. *Compensation for loss of goods and animals.*—Compensation for loss, destruction or deterioration of goods or animals shall be paid to such extent as the Commissioner in the circumstances deems reasonable, provided that such compensation together with any compensation payable for personal injury shall not, in respect of any one person, exceed the limit specified in sub-section (2) of Section 82-A.

PART IV.

PROCEDURE FOR DETERMINATION OF CLAIMS.

8. *Introductory.*—Save as otherwise provided in these rules, the procedure to be followed by a Commissioner in determining claims for compensation under the Act shall be regulated in accordance with the rules contained in this part.

9. *Information regarding accidents.*—As soon as a Commissioner is appointed, the General Manager or other executive head of the Railway Administration concerned shall furnish the Commissioner with the following information:—

(*a*) a complete list of the passengers killed or injured as a result of the accident, together with the names and addresses of such passengers;

(*b*) a statement of the injuries sustained by the passengers who are injured signed by the medical authority attending on such passengers;

(*c*) the number of unidentified bodies, together with a brief description of each such body.

10. *Assessors.*—(1) In an enquiry into a major accident the Commissioner may call in the aid of assessors, not exceeding two in number, who possess any technical or special knowledge with respect to any matter before the Commissioner.

(2) An assessor shall perform such functions as the Commissioner may direct.

(3) The remuneration, if any, to be paid to an assessor shall in every case be determined by the Commissioner and be paid by him as part of the expenses of the execution of the Act.

11. *Applications.*—(1) Every application under Section 82C for payment of compensation under Section 82A shall contain the following particulars:—

(i) Whether the person in respect of whom compensation is claimed was a passenger in the train which met with the accident.

(ii) The nature of the injuries sustained by such person (in case of death the date of death).

(iii) The age of the injured person or of the deceased.

(iv) The monthly income of the injured person or of the deceased.

(v) Particulars of any animal or goods lost, destroyed or deteriorated as a result of the accident.

(vi) The amount of compensation claimed.

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(2) Every such application shall be sent to the Commissioner by regis or may be presented to him or to any of his subordinates authorised by hi behalf and, if so sent or presented, shall, unless the Commissioner otherwi be made in duplicate and shall be signed by the applicant.

(3) There shall be appended to every such application a certificate, wh be signed by the applicant, to the effect that the statement of facts contain application is to the best of his knowledge and ability true.

12. *Examination of applicant.*—On receiving an application under ru Commissioner may examine the applicant upon oath, and the substance examination shall be reduced to writing and shall be signed by the Commis

13. *Summary dismissal of application.*—The Commissioner may, sidering the application and the statement, if any, of the applicant record rule 12, summarily dismiss the application, if, for reasons to be recorded, opinion that there are not sufficient grounds for proceeding therewith.

14. *Notice to opposite party.*—If the application is not dismiss rule 13, the Commissioner shall send to the Railway Administration from w applicant claims relief (hereinafter referred to as the opposite party), a cop application, together with a notice of the date on which he will dispose of t cation, and may call upon the parties to produce upon that date any evide they may wish to tender.

15. *Appearance and examination of opposite party.*—(1) The oppo may, and if so required by the Commissioner, shall, at or before the first h within such time as the Commissioner may permit, file a written statemen with the claim raised in the application, and any such written statement part of the record.

(2) If the opposite party contests the claim, the Commissioner may, written statement has been filed, shall, proceed to examine him upon the c shall reduce the result of the examination to writing.

16. *Framing of issues.*—After considering any written statement and of any examination of the parties, the Commissioner shall ascertain wh material propositions of fact or of law the parties are at variance, and sh upon proceed to frame and record the issues upon which the right decisio case appears to him to depend.

17. *Determination of issues.*— After framing the issues the Commissio proceed to record evidence thereon which each party may desire to produce

18. *Method of recording evidence.*—The Commissioner shall m memorandum of the substance of the evidence of every witness as examin the witness proceeds, and such memorandum shall be written and signe Commissioner with his own hand and shall form part of the record:

Provided that, if the Commissioner is prevented from making such dum, he shall record the reason of his inability to do so and shall c memorandum to be made in writing from his dictation and shall sign the such memorandum shall form part of the record:

Provided further that the evidence of any medical witness shall be ta as nearly as may be word for word.

19. *Local inspection.*—(1) The Commissioner may at any time d course of an inquiry before him visit the site at which the accident occur

aking a local inspection or examining any persons lik
tion relevant to the proceedings.

party or the representative of any party may accompany th
local inspection.

Commissioner, after making a local inspection, shall note briefly i
n any facts observed, and shall show the memorandum to any party
to see the same, and shall supply any party with a copy thereof.

memorandum shall form part of the record.

wer of summary examination.—(1) The Commissioner during a local
r at any other time, save at a formal hearing of a case pending before
amine summarily any person likely to be able to give information relating
e, whether such person has been or is to be called as a witness in the
and whether any or all of the parties are present or not.

oath shall be administered to a person examined under sub-rule (1).

iary.—The Commissioner shall maintain under his hand a brief diary of
ings on an application.

Reasons for postponement to be recorded.—If the Commissioner finds it
to dispose of an application at one hearing, he shall record the reasons
essitate the postponement.

udgment.—The Commissioner, in passing orders, shall record concisely in
the finding on each of the issues framed and his reasons for such

Summoning of witnesses.—If an application is presented by any party to
ings for the citation of witnesses, the Commissioner shall, on payment
cribed expenses and fees, if any, issue summonses for the appearance
nesses, unless he considers that their appearance is not necessary
decision of the case.

Appearance of legal practitioner.—A Commissioner may, in his discretion,
party to appear before him through a legal practitioner.

Receipt for compensation.—Upon payment of compensation a receipt shall
by the Commissioner and such receipt shall be forwarded to the General
other executive head of the Railway Administration concerned for
record.

Code of Civil Procedure to apply in certain cases.—In so far as these rules
provision or make insufficient provision, the Commissioner shall follow
ure laid down in the Code of Civil Procedure, 1908 (V of 1908) for the
its.

Savings.—Notwithstanding anything contained in these rules in the case
accident, a Commissioner may follow such summary procedure as he

SCHEDULE

(See Rule 6) S'82

PART I.

Compensation for death or total disablement.

Where the monthly salary, or in the absence of a monthly salary, the average monthly income at the time of the accident of the person killed or injured was	Amount of compensation (*a*) for death	Amount of compensation (*b*) for total disablement
	Rs.	Rs.
nil or not exceeding Rs. 20 ...	900	1,300
exceeding Rs. 20 but not exceeding Rs. 30 ...	1,300	1,900
„ Rs. 30 „ „ Rs. 40 ...	1,800	2,500
„ Rs. 40 „ „ Rs. 50 ...	2,200	3,200
„ Rs. 50 „ „ Rs. 60 ...	2,600	3,800
„ Rs. 60 „ „ Rs. 70 ...	3,200	4,400
„ Rs. 70 „ „ Rs. 80 ...	3,600	5,000
„ Rs. 80 „ „ Rs. 100 ...	4,500	6,300
„ Rs. 100 „ „ Rs. 200 ...	5,200	7,400
„ Rs. 200 „ „ Rs. 500 ...	7,000	8,500
„ Rs. 500 „ „ Rs. 1,000 ...	8,000	10,000
„ Rs. 1,000 „ „	10,000	10,000

PART II.

Compensation for partial disablement.

Where the nature of the disablement is	Amount of compensation expressed as a percentage of the amount payable under Part I for total disablement
loss of right arm above or at the elbow ...	70
„ „ left „ „ „ „ ...	60
„ „ right „ below the elbow ...	60
„ „ leg at or above the knee ...	60
„ „ left arm below the elbow ...	50
„ „ leg below the knee ...	50
permanent total loss of hearing ...	50
loss of one eye ...	30
loss of thumb ...	25
loss of all toes of one foot ...	20
loss of one phalanx of thumb ...	10
loss of index finger ..	10
loss of great toe ...	10
loss of any finger other than index finger ...	5

Explanation.—Complete and permanent loss of the use of any limb or member referred to in this Part shall be deemed to be equivalent to the loss of that limb or member.

[893-TG.]

S. S. RAMASUBBAN, *Secy.*

Printed by the Director of Printing, Stationery and Publications at the Government Press, Bangalore.

NOTIFICATION.

No. L.D. 1185—Legis. C-50-22, dated Bangalore, the 25th July 1950.

Ordered that the accompanying Notification No. 14 (118) Cus/50, dated the 3rd July 1950 of the Ministry of Rehabilitation, under the Administration of Evacuee Property Act, 1950, be republished in the *Mysore Gazette*, for general information.

By Order of His Highness the Maharaja,

B. S. PUTTASWAMY,

Legal Remembrancer and
Secretary to Government,
Law Department.

GOVERNMENT OF INDIA.

MINISTRY OF REHABILITATION.

NOTIFICATION.

Dated the 3rd July 1950.

No. 14 (118) Cus/50. In exercise of the powers conferred by Section 52 of the Administration of Evacuee Property Act, 1950 (XXXI of 1950), and in supersession of the notification of the Government of India in the Ministry of Rehabilitation No. 14 (118) Cus/50, dated 10th May 1950, the Central Government is pleased to exempt the following classes of persons from the operation of sub-clause (i) of clause (d) of Section 2 of the said Act, namely :—

(*a*) Any person who on or after the 1st day of March 1947 migrated from India to Pakistan but has returned to India before the 18th day of July 1948 and has settled therein :

Provided that such person has not subsequently visited Pakistan except in the circumstances and subject to the conditions specified in clause (*b*).

(*b*) Any person who has left or leaves for Pakistan on a temporary visit taking with himself a "No objection to return" certificate, and has returned, or returns, to India under a valid permit issued under the influx from Pakistan (Control) Act, 1949, for permanent return to India :

Provided that such person has not made any other journey to Pakistan except in similar circumstances and subject to the same conditions.

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(c) Any person who has come from Pakistan to India before the 18th day of October 1949, under a valid permit issued under the Influx from Pakistan (Control) Act, 1949, for permanent resettlement in India :

Provided that.—

(1) no member of the family of such person wholly dependent upon his earnings for the provision of the ordinary necessaries of life has after his return remained behind in Pakistan with his approval or consent ;

(2) such person has not subsequently left for Pakistan except in the circumstances and subject to the conditions specified in clause (b) ; and

(3) no member of the family of such person herein before described has subsequently left for Pakistan with his approval or consent.

2. Nothing in this notification shall apply to any person who has settled in Pakistan and has been visiting India merely for the purpose of looking after his property or other interests.

V. D. DANTYAGI,

Joint Secretary.

Printed by the Director of Printing, Stationery and Publications at the Government Press, Bangalore.

NOTIFICATION.

No. 1890—Cts. 205-49-2, dated Bangalore, the 29th July 1950.

Under Clause 1 of Article 299 of the Constitution of India, His Highness Sri Jaya Chamaraja Wadiyar Bahadur, Rajpramukh of Mysore, is pleased to direct that all contracts and all assurances of property made in the exercise of the executive power of the Government of Mysore shall be executed on his behalf by the Secretary to the Government of Mysore in the Department relating to the subject matter of the said contracts and assurances of property. This cancels the previous Notification No. 6750—Cts. 205-49-1, dated 18th March 1950.

By Order of the Rajpramukh of Mysore,

B. S. PUTTASWAMY,
Secretary to Government,
Law Department.

Printed by the Director of Printing, Stationery and Publications at the Government Press, Bangalore.